App. F. IX-4

Previous References

1929-30
(R.A)

File No. 51-29
Serial Nos. 1-3

Later References

General and Revenue Secretariat.

Serial Nos. three

Pt 15-E

Part B for Feby 1930.

SUBJECT

Instructions re the non-inclusion of names by Revising Authority of their own motion in the electoral rolls.

3) To the D.C. Bangalore
Letter no. Rel 841 & 6.2.30
States that the 19 names included in the final list of voters of the Kankanhalli urban Constituency by the Revising Authority on their own responsibility should be deleted from the supplemental list of voters

Copy for guidance to D.Cs of other Dists, Presdts of Bangalore and Mysore City municipalities, Presdt, Samp. Bd, K. & C. and Registrars of Co-op Societies

Neelkantha Pillai
15-2-30

(1

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Rel 236

From the Deputy Commissioner
Bangalore Dt
No: C 1 - 1962/29-30 D/30.1.30.

Forwards a petition
D/24.1.30 presented by the
M. H. P. Paramaiah of
Kanakanahalli setting forth
certain allegations against the
action of the Revising authority
with a request on the allegations
made therein, & requests the
issue of a clear order as to
whether the names of persons
now included by the Revising
Authority may be retained or have
to be deleted from the list.
Interested for 5 persons
& voters.
Rule 4 clearly lays down
that every person whose
name is not entered in the
roll of any Constituency or
any person whose name is
entered in the roll & who
objects to the inclusion of
the name or of any other per-
son in the roll may prefer
a claim or objection to the
Revising authority
Thus it is clear that there should

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

√223. 236 Rec (2.

G.R.S. III—31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Re an application from the persons concerned to the Revising authority.
The Revising authority have no power, ~~of~~ on their own motion, to include the names.
The appellate authority is the Deputy Commissioner & he might have issued order in the matter instead of referring the matter to Govt.
The 19 names included in the voters' list by the Revising Authority without any application have to be deleted from the last printed list.
Submitted for order with a draft
2/3. ... This is not a matter for ~~[illegible]~~ the orders of Govt. Mody. Govt has to decide it and his decision is final. Please put up a revised draft accordingly in view of D.C's observations Rule 6 & 7. M 1/2

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

Draft submitted for approval
M 3/2
2/2 (Dr. Secy)

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

In this case the action of Mr Amidon is illegal & reprehensible. Both the Sub-Dist. officer & the D.I. Cmsn. are of opinion that the action of Mr Amidon is unauthorized & ultra vires & criminal, that his bona fides is beyond question & that it is likely to operate prejudicially to the interests of the candidature.

This does not in any way provide for the case of the D.I. Cmsn. wanting to clear one name from the list (Please vide A—in this letter). Mr Amidon, instead of seeking the instructions of the D.I. Cmsn, has on his own responsibility added (illegally added) printed in the Gazette, and it is difficult to justify his conduct. He seems to be clear that he has committed no error.

The additional names should, I think, be deleted as suggested by the D.I. Cmsn & a clear order also issued to avoid such mistakes in other places.

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

236
Rel (4

G.R.S. III—31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Draft submitted for approval

6/2/30

To the Dy Comr Bengaluru

Letter No. Rel 824/ dt 6.2.30.

States that there is addl Names fixed as suggested by him be deleted

Memo No. Rel 824/

To the Deputy Comr dt 6.2.30 Please send a Copy of the above Bengaluru & Mysore copy Addl Comrs & President Sanitary Bd Kgt. for information

Forward copy of the above for information

Draft of form returning the enclosures sent with the Dy Comrs letter to the Dy Comr Bengaluru & Mysore for approval & signature

6/2/30

6/2/30

Approved for issue

6/2/30

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

1236.

√228
Rel 236.

RNS 1-29 (5)

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Resubmitted.

Query of the 3rd member of council on the petition presented to the Secretary of State by Mr. K. P. Parameswaran, a Member Kanthanallur

28-1-30

* * * * * *

Stamped papers not to be stamped.

(Sd.) Illegible
29/1

Submitted.

Petitions addressed to Government, should be stamped with a Court fee Stamp of Rs two according to Rules.

11/2/30

It is ascertained that petitions addressed to Govt. as chief executive authority should bear stamps worth Rs 1-8-0 each, and petitions which are appeals to Govt. should bear stamps worth Rs 2/- each.

The petition in the present case is one of the former kind and being unstamped will be filed. Secy (Secretary)

12/2

7812
12/2

B
14/2

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Rel 223.

R. A 51 - 29 - 1

(1

OFFICE OF THE SECRETARY
28. JAN 1930
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL.

To

The Secretary

to Government, Law Department,

Bangalore.

Respected Sir,

I, the undersigned, beg your kind perusal of the enclosed petition presented by me in person to the Deputy Commissioner, Bangalore District, on the 24th instant.

2. The Deputy Commissioner was pleased to direct the Sub Division Officer, Closepet, to inquire into the allegations and the Sub - Division Officer did so on the 26th instant at Kankanahalli.

3. As I understand that the matter will come to the notice of the Government with the Deputy Commissioner's observations, I pray that the Government will be pleased (a) to order the deletion of the names of persons whose names - have been added without any application from - them (b) that the conduct of the Amildar-President -

President may be dealt with as becomes the seriousness of the case and (c) that the Government may be pleased not to appoint the Amildar-President as the Polling Officer at the ensuing elections to the Representative Assembly from the Urban area at least.

4. Praying for the favour of early orders,

I remain,

Respected Sir,

Your most opedient servant,

Bangalore,
28-1-1930.

True Copy"

To

The Deputy Commissioner,

Bangalore District, BANGALORE.

Petitioner:-

K.P.Parasiviah, Esq.,
Merchant, Municipal Councillor
and R.A. Member, Kankanahalli.

Respected Sir,

I, the undersigned, beg to submit the following to your kind notice for favour of immediate investigation into the matter and necessary action.

1. You are aware that a Committee consisting of the Amildar of Kankanahalli as President and Messrs.Malogal Veeregowda and Syed Ahmed Saheb was appointed to revise the list of persons entitled to Vote at the ensuing election of R.A.Members, in the Urban Area of Kankanahalli.

2. Though the last date fixed for the receipt of applications was the 27th ultimo and though the names of persons who did not apply before that date could not be taken to consideration, the said committee at the instance of the President has of its own accord ~~excluded~~ included in the revised list names of persons who never sent any applications whatsoever.

3. The underlying object of the President in including

including the names of non-applicants is to support one K.Y.T.Venkatachaliah (a friend and land-lord of the President) who has issued the enclosed manifesto to the public praying for their support. Besides a perusal of the new names will show that many of them are relations or castemen of the said Venkatachaliah. Also the said Venkatacheliah goes about boasting to the persons whose names have been added that it was at his instance that their names were included ~~that their names were included~~ that they should be grateful to him and that they should, in duty bound, vote for him.

5. Had the Committee (or, the President, to be more precise) was honestly inclined to include the names of all entitled to vote but had failed to apply, as many as one hundred persons could have been added instead of the fifteen now actually included. Also, this inclusion of the names of only a particular party has obvious reasons.

6. I, therefore, request that you will be pleased to pay an immediate and surprise visit to Kankanahalli and inspect in person the applications and recommendations of the said Committee in general and the President in particular. ~~XXX~~ Also, as the President is likely to influence the nominees and take written applications from them ante-dating the same (if he gets scent of this petition), I pray this may be treated as confidential and you may be pleased to

inspect

inspect the office at Kankanahalli at once and without notice to any.

7. In view of the above one-sided and partial actions of the Amildar-President, I pray that you may be pleased not to appoint him as the Polling Officer at the ensuing elections but some other officer preferably the Sub Division Officer instead.

8. Praying that you will be pleased to personally investigate the matter immediately and do Justice,

I remain,

Respected Sir,

Your most obedient servant,

ಎ.ಜಿ. ಶಂಕರಯ್ಯ

Bangalore,
24-1-1930.

॥ ೫ ॥

ಬೆಂಗಳೂರು ಡಿಸ್ಟ್ರಿಕ್ಟು ಕಾನಕಾನಹಳ್ಳಿ ಟವ್ನ ಓಟರ್ ಮಹಾಶಯರಲ್ಲಿ

K. Y. T. ವೆಂಕಟಾಚಲಯ್ಯನ ವಿಜ್ಞಾಪನೆಗಳು,

ಮುಂದಿನ ಹೂರ್ಚ್ ಲನೇ ತಾರೀಖಿನಲ್ಲಿ ಟವ್ನಿಂದ ಒಬ್ಬ ಮೆಂಬರನ್ನು ರೆಪ್ರಜೆಂಟೇಟಿವ್ ಅಸಂಬ್ಲಿಗೆ ಚುನಾಯಿಸುವುದು ತಮಗೆಲ್ಲ ತಿಳಿದ ವಿಷಯವೇ ಆಗಿರುತ್ತೆ.

ನಾನು ನಮ್ಮ ಸ್ನೇಹಿತರ ಮತ್ತು ಹಿರಿಯರ ಅಪ್ಪಣೆಮೇರಿಗೆ ನಾನು ಒಬ್ಬ ಉಮೇದುವಾರನಾಗಿ ಚುನಾವಣೆಗೆ ನಿಂತಿರುತ್ತೇನೆ. ನಾನು ಯೋಗ್ಯನೆಂಬುವದು ತಮಗೆ ಕಂಡುಬಂದಲ್ಲಿ ತಮ್ಮ ಘನವಾದ ಓಟನ್ನು ನನಗೆ ಕೊಡಬೇಕಾಗಿ ಕೋರುತ್ತೇನೆ,

ತಮ್ಮ ವಿಧೇಯ,

ಕೆ. ವೈ. ಟಿ. ವೆಂಕಟಾಚಲಯ್ಯ.

ಸೌರಾಷ್ಟ್ರ ಮುದ್ರಾಕ್ಷರಶಾಲೆ ಬಿ.-ಸಿಟಿ.

Rel 236

IN ALL FUTURE COMMUNICATIONS PLEASE QUOTE--
No.C1-1962/29-30.
ENC. Eight.

TEL. ADDRESS-"DEPCOM."
POST BOX NO. 34.

OFFICE OF THE DEPUTY COMMISSIONER,
BANGALORE DISTRICT.

7

Dated, Bangalore, the 30th January *19* 30.

FROM B. Narayanaswami Iyengar, Esq., B.A., B.L.,
~~A.K.K.S.Y.E.T.T.R.P.E.E.R.A.N, ESQ, B.A.,~~
Deputy Commissioner,
Bangalore District.

To

P. Mahadevayya, Esq., B.A., B.L.,
Secretary to the Government of Mysore,
Law Department, B a n g a l o r e.

SIR,

SUBJECT:—Re. the publication of the final lists of additions and omissions to the electoral roles of the Representative Assembly, Urban Constituency of Kankanahalli.

I have the honor to forward herewith the petition dated 24th January 1930 presented by one Mr. K. P. Parasiviah of Kankanahalli putting forth certain allegations against the action of the Revising Authority of the above said Constituency appointed under Rule 5 of the rules laid down in Notification No.Rel.315-R.A.15-26-2 dated 11th November 1926 to hear objections and claims under Rule 4 of the rules referred to above and to state that the above said petition was sent to the Sub Division Officer for immediate confidential enquiry and report. The Sub Division Officer immediately proceeded to the spot and after due enquiry into the allegations and examination of the records connected with the decisions passed by the Revising Authority has submitted the result of his enquiry with his D.O. No.C.C.13/29-30 dated 27th January 1930, which is herein enclosed for kind perusal. He states in his D.O. letter besides other things that in addition to the disposal of the objection petitions presented under Rule 4 of the rules referred to above, the Revising Authority unfortunately took upon themselves to add to the Voters' list 19 names without any application, objection, or claim from anybody whatsoever on the ground that the Committee thought that their function was to revise the list in every way, i.e. to add to, or subtract from the list already publish not only on the objection petitions but also on their own motion.

Hence it is seen from the Sub Division Officer's letter that 19 names (list enclosed) have been improperly added on to the Voters' list by the Revising Authority.

The supplemental list sent to this office by the Revising Authority was go printed and copies were sent to the President of the Municipality on 25-1-30 for publication. The names of these 19 people reported by the Sub Division Officer to have been erroneously included in the supplemental list are found in the printed copie

a copy of which is also herein enclosed wherein those 19 names have been marked.

The Sub Division Officer further says that there is no bad faith on the part of the Municipal President (the Chairman of the Revising Authority) in adding these names to the list, but this unauthorised action is open to criticism and may operate prejudicially on the chances of the candidates and suggests that with a view to set matters right and to avoid future troubles these 19 names might be deleted from the revised list.

Rule 4 of the Rules does not provide for such case and is silent on the point whether the Revising Authority can on their own motion revise the list in the manner now objected to. It may be stated that if this power be conceded there will always be the chance of the bonafides of the revising authority being seriously challenged as it has been with the present case and also of operating prejudicially on the chances of the candidates as opined by the Sub Division Officer.

Under these circumstances I request a clear order may be issued on the point and in this case as to whether the names of persons now included by the Revising Authority on their own motion may be retained in the list or have to be deleted from the list.

Early orders are solicited in the matter as the applications for Candidature are fixed to be received from the 28th instant and before the 6th proximo.

The eight enclosures sent along with this may be kindly returned.

I have the honor to be,

Sir,

Your most obedient servant,

Deputy Commissioner,
Bangalore District.

A.A.M.

Appendix F G—1

SUBJECT.....

(9

Section RA.

Diary No. of letter replied to..... 236

File No. 51-29

Serial No. 3

Received on No. Rel 841

General and Revenue Secretariat

((RA))

the 192

To The Deputy Commissioner

Bangalore

Date of issue..... 6. 2. 30

Signed by..... Mr. N. Seetharamayya

Sir,

With reference to your letter No. C & L-1962/29-30 dt 20th January 1930 reporting on the petition of one Mr. K. S. Parasivaiah of Kankanhalli Centre Certain allegations against the action of the Revising authority of Kankanhalli Sub-division Constituency in having included 19 names in the final Voters' list on their own responsibility and requesting

List of enclosures.....

Copied by.....

Examined by.....

over

instructions as to whether
the names of persons to
included by the Revising
Authority may be retained
in the Supplemental list of
Voters or shall be deleted
therefrom, I am directed
to state that those additional
Names ~~included as stated above~~
should, as suggested by you,
~~may~~ be deleted from the
Supplemental list of Voters.

Attention is also invited
to Rules 6 & 7 of notice No. Rel 315 Flag H
RH 15-2-2
dated 4.11.26, in this matter

I have &c

M

M Secretary to Govt
Law Department

Memo No. Rel 842-53 Dt. 6.2.30.

Copy of the above is forwarded
to the Deputy Commissioners of other
districts Presidents of Bangalore
Mysore etc Municipal councils & President
Planting Board etc for information
and guidance.

The Rgr, Mys. Govt.
The Rgr Ch. Court

By order

M For Secretary to Govt
Law Department

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

Draft.

General and Revenue Secretariat

No. Rel 657 Encs 8.

Dated Bangalore, 7th February 1930

From P. Mahadevayya, Esq., B.A., B.L.,

Secretary to the Government of His Highness the Maharaja of Mysore,
Law Department.

To B. Narayanaswami Iyengar, Esq., B.A., B.L.,
Deputy Commissioner, Bangalore District.

Sir,

In continuation of this office No: Rel 841/R.A. 51-29-3 dated 6th February 1930, I am directed to return the eight enclosures received with your letter No: C1-1962/29-30 dated 30th January 1930.

I have the honour to be,
Sir,
Your most obedient servant,

DRAFT.
Secretary to Government,
Law Department.